



STATE OF MICHIGAN  
RUTH JOHNSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

May 23, 2016

**REVIEW OF NOMINATING PETITION**

**Shirlee Bobryk**  
**Candidate for Judge of the 56-A District Court**  
**Regular Term, Non-Incumbent Position**

**NUMBER OF VALID SIGNATURES REQUIRED:** 600 signatures.

**TOTAL FILING:** 773 signatures.

**RESULT OF FACE REVIEW:** 771 face valid signatures; 2 invalid signatures.

Total number of signatures filed:		773
Address error by signer (dual jurisdiction entry):		1
Signer not registered to vote in the district:		1
Face valid signatures:		771

**TOTAL NUMBER OF SIGNATURES QUESTIONED UNDER CHALLENGE:** The challenger, Julie O'Neill, alleges the entire filing is invalid for the following reasons: (1) the candidate indicated on the Affidavit of Identity and in the heading of the nominating petition forms that the position was an "Incumbent" position, and (2) on every petition sheet except for one, the candidate initially wrote the wrong date of the primary election but corrected her mistake prior to filing.<sup>1</sup>

**ANALYSIS OF CHALLENGE:** With respect to the first allegation, it is important to note that on February 24, 2016, the date on which the candidate submitted her Affidavit of Identity and nominating petitions, the position was properly designated as an "Incumbent" position because the current officeholder, Judge Harvey Hoffman, was eligible to seek re-election. When he did not file for re-election by the incumbent filing deadline on March 21, 2016, the position was re-designated as a "Non-Incumbent" position in accordance with MCL 168.467b. Thus, at the time of filing, the candidate's Affidavit of Identity and nominating petitions correctly indicated that she intended to seek election to an "Incumbent" position. Staff recommends the rejection of this aspect of the challenge.

As to the second allegation, the candidate corrected the erroneous entry of the general election date in the field for entering the date of the primary, prior to filing. Therefore, staff recommends

<sup>1</sup> The heading of the petitions reads as follows: "...to be voted for at the Primary Election to be held on the 8<sup>th</sup> 2<sup>nd</sup> day of ~~November~~ August, 2016.").

the rejection of this aspect of the challenge.

Total number of signatures filed:		773
Signatures discounted under face review:		2
Signatures discounted under challenge:		-0-
Valid signatures after challenge:		771

**FINAL RESULT:** 771 valid signatures.

**STAFF RECOMMENDATION:** Determine petition sufficient.